

Parkhurst, in Scott county, to the seat of justice of Cedar county, to change the location of said road so as to run through Allen's Grove.

**SEC. 2. Commissioners—how to be governed.** Said commissioners shall be governed in all respects by the act to which this is amendatory, and receive the same per diem allowance.

Approved January 7, 1841.

#### CHAPTER 32.

AN ACT to make valid in law the survey of the town of Dartmouth, in Jones county.

*Be it enacted by the Council and House of Representatives of the Territory of Iowa:*

**SECTION 1. Survey of Dartmouth confirmed, etc.** That the survey of the town of Dartmouth, laid out and surveyed by John G. M'Donald, on the [24] southeast quarter of section three, township eighty-four north, range four west, in Jones county, is hereby declared and made legal and valid, in law, as it would have been had it been laid out in accordance with and according to the provisions of an act entitled, "An act to provide for the recording of town plats," approved December twenty-fifth, eighteen hundred and thirty-eight.

Approved January 7, 1841.

#### CHAPTER 33.

AN ACT to establish certain territorial roads.

*Be it enacted by the Council and House of Representatives of the Territory of Iowa:*

**SECTION 1. Commissioners—road from Camanche to Iowa City—meeting of commissioners.** That Thomas Hatfield and Robert Smith, jr., of Clinton county, and Samuel P. Higginson, of Cedar county, be and they are hereby appointed commissioners to lay out and establish a territorial road, to commence at Camanche, in Clinton county; thence running in a westerly direction upon the most eligible and best ground to the crossing of the Wabesipinicon river, at or near Oliver Alger's; thence through the Goddard settlement, in said Clinton county, to Tipton, in Cedar county; thence on the nearest and best route to Iowa City, in Johnson county. Said commissioners, or a majority of them, shall meet at Camanche, on the first Monday in May next, or at such time thereafter during the year as they shall agree, and proceed to discharge the duties assigned them by this act.

**SEC. 2. Commissioners—road from Lyons to Tipton—meeting of commissioners.** And be it further enacted, that Arthur Smith, and James Hall, of Clinton county, and Washington Rigby of Cedar county, be and they are hereby appointed commissioners to view and locate a territorial road, commencing at Lyons, in Clinton county; thence running west as near as the nature of the ground will admit, through the centre of said county, crossing the Wabesipinicon at or near Sanbornton; thence to Tipton, in Cedar county. Said commissioners, or a majority of them, shall meet at Lyons, on the second Monday in May, eighteen hundred and forty-one, or at such time thereafter during the year as they shall agree.

**SEC. 3. Commissioners to take oath.** That each and every commissioner

appointed under the provisions of this law, shall, before he enters upon the duties required of him, take and subscribe before some justice of the peace or other officer authorized to administer oaths, an oath faithfully and impartially, without fear, favor or prejudice, to perform his duties as commissioner under this act.

SEC. 4. **Vacancies—how to be filled.** Be it further enacted, that should any of the commissioners named in the above sections of this act die, refuse to serve, or remove out of their respective counties, the county commissioners of the county where such vacancies shall happen shall fill the same.

[25] SEC. 5. **Compensation of commissioners, surveyor, etc.** That each of the commissioners named in the foregoing sections, together with each of the surveyors, chain carriers and markers, employed by them, shall receive for their services each day they may be necessarily employed in discharge of the duties enjoined by this act the following sums, viz.: commissioners two dollars; surveyors two dollars and fifty cents; and chain carriers and markers one dollar and twenty-five cents; which several sums shall be paid according to the provision of "An act for laying out and opening territorial roads," approved December twenty-ninth, eighteen hundred and thirty-eight.

Approved January 7, 1841.

#### CHAPTER 34.

AN ACT to amend an act entitled, "An act to authorize the keeping of certain ferries therein named," approved January 17, 1840.

*Be it enacted by the Council and House of Representatives of the Territory of Iowa:*

SECTION 1. **J. R. Brown and administrators of A. M. Anderson allowed one year more time.** That the fourth section of the act above referred to be so amended as to allow Joseph R. Brown, and also the administrators of Angus M. Anderson, deceased, the further time of one year from the passage of this act, to provide and keep good and sufficient flat boats for the use of their respective ferries.

SEC. 2. **Charter forfeited for non-compliance with law.** If either of the persons aforesaid fail to comply with the requisitions of the act to which this is amendatory within the time above specified, his charter shall be forfeited.

Approved January 8, 1841.

#### CHAPTER 35.

AN ACT to authorize William St. John to establish and keep a ferry across the Mississippi river, opposite fractional section fourteen, township seventy-six.

*Be it enacted by the Council and House of Representatives of the Territory of Iowa:*

SECTION 1. **Where ferry to be kept—twenty years' charter—proviso.** That William St. John, his heirs and assigns, be and they are hereby authorized to keep a ferry across the Mississippi river, opposite fractional section fourteen, township seventy-six north, range five west, in the county of Muscatine, for the term of twenty years from the passage of this act: [26] provided, that said ferry, when so established, shall be subject to the same regulations, and